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4 UNITED STATES DISTRICT COURT
5 DISTRICT OF NEVADA

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7 JANE HELLER,

Case No. 2:17-cv-02231-APG-PAL

8 Plaintiff,

ORDER

9 v.

(Mot WD Atty – ECF No. 35)

10 L'OREAL USA, INC.,

11 Defendant.

12 This matter is before the court on Bernstein & Poisson's Motion to Withdraw as Counsel
13 of Record (ECF No. 35) and Supplement (ECF No. 36). The motion represents that plaintiff has
14 failed to fulfill her obligation to participate in the litigation process, including attending her
15 deposition. As there are irreconcilable differences between counsel and plaintiff, counsel seeks
16 leave to withdraw as counsel of record.

17 Having reviewed and considered the matter, and for good cause shown,

18 **IT IS ORDERED:**

- 19 1. Bernstein & Poisson's Motion to Withdraw (ECF No. 35) is GRANTED, and Ms.
20 Gabour and Mr. Kerbow shall be permitted to withdraw as counsel.
- 21 2. The plaintiff shall have until **September 20, 2018** in which to retain substitute
22 counsel who shall make an appearance in accordance with the requirements of the
23 Local Rules of Practice, or shall file a notice with the court that she will be
24 appearing in this matter *pro se*.
- 25 3. Plaintiff's failure to timely comply with this order by either obtaining substitute
26 counsel, or filing a notice that she will be appearing in this matter *pro se* may result
27 in the imposition of sanctions, which may include a recommendation to the District
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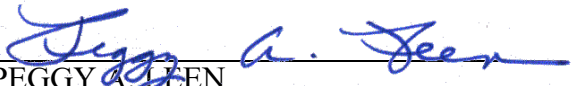
1 Judge that plaintiff's complaint be dismissed for failure to comply with the court's
2 order and failure to prosecute. *See* Fed. R. Civ. P. 41(b).

- 3 4. The Clerk of the Court shall serve the plaintiff with a copy of this order at her last
4 known addresses:

5 Jane Heller
6 848 N. Rainbow Blvd., #2069
7 Las Vegas, NV 89107

7 Jane Heller
8 P.O. Box 65182
9 Tucson, AZ 85728

9 DATED this 21st day of August, 2018.

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11 
12 PEGGY A. LEEN
13 UNITED STATES MAGISTRATE JUDGE
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